

THURSDAY, FEBRUARY 1, 2001

FOURTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by David Miller, Indian Creek Baptist Association, Waynesboro, Tennessee.

Representative White led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present.....97

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Brown; illness.

Representative Phillips; business reasons.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 32: Rep(s). Beavers as prime sponsor(s).

House Joint Resolution No. 33: Rep(s). Beavers as prime sponsor(s).

MESSAGE FROM THE SENATE

February 1, 2001

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 4, 5, 6, 7, 8, 9 and 12; all concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

ENROLLED BILLS

February 1, 2001

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 4, 5, 6, 7, 8, 9 and 12.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

February 1, 2001

The Speaker signed the following: House Joint Resolution(s) No(s). 4, 5, 6, 7, 8, 9 and 12.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

February 1, 2001

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 4, 5, 6, 7, 8, 9 and 12; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

February 1, 2001

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 2, 3, 4, 6, 7, 8, 9, 10, 11, 12, 13, 17, 18, 19, 20, 21, 22, 23, 24, 26, 30, 31, 32, 33 and 34; all adopted for concurrence.

RUSSELL A. HUMPHREY, Chief Clerk.

Senate Joint Resolution No. 2 -- Memorials, Heroism - Paul Curtis, service during World War II. by *Rochelle.

Senate Joint Resolution No. 3 -- Memorials, Congratulations - St. Mary's School, 50th Anniversary. by *McNally.

Senate Joint Resolution No. 4 -- Memorials, Death - Miss Fannie Williams. by *Harper.

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Senate Joint Resolution No. 6 -- Memorials, Death - Mary Jane Werthan. by *Henry, *Herron, *Harper.

Senate Joint Resolution No. 7 -- Memorials, Death - Jason Samuel Kite. by *McNally.

Senate Joint Resolution No. 8 -- Memorials, Death - Robert Earl Smith of Oak Ridge. by *McNally.

Senate Joint Resolution No. 9 -- Memorials, Retirement - Ms. Sammie Lynn Puett, Chancellor, New College, University of Tennessee. by *Atchley, *Henry, *McNally, *Burchett, *Atchley, *Blackburn, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Herron, *Jackson, *Kurita, *Kyle, *Miller J, *Norris, *Person, *Ramsey, *Rochelle, *Trail, *Wilder, *Williams.

Senate Joint Resolution No. 10 -- Memorials, Public Service - Bill Baxter, Commissioner of Economic and Community Development. by *Atchley, *McNally, *Clabough, *Henry, *Burchett, *Atchley, *Blackburn, *Burks, *Carter, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Herron, *Jackson, *Kurita, *Kyle, *Miller J, *Norris, *Person, *Ramsey, *Rochelle, *Trail, *Wilder, *Williams.

Senate Joint Resolution No. 11 -- Memorials, Death - Emily Neal Howell, Anderson County Chief Deputy Clerk. by *McNally.

Senate Joint Resolution No. 12 -- Memorials, Death - Charlotte Lea Robinson. by *McNally.

Senate Joint Resolution No. 13 -- Memorials, Death - Billy Ellis of Heritage High School in Maryville. by *Clabough.

Senate Joint Resolution No. 17 -- Memorials, Professional Achievement - Joseph R. Gregory. by *Ramsey, *Blackburn, *Crowe, *Fowler.

Senate Joint Resolution No. 18 -- Memorials, Personal Achievement - William Valerius Sanford, John C. Tune Award. by *Henry, *Harper.

Senate Joint Resolution No. 19 -- Memorials, Congratulations - Jerry Duncan Ford-Lincoln-Mercury dealership in Harriman, Tennessee. by *Davis L, *McNally.

Senate Joint Resolution No. 20 -- Memorials, Congratulations - Rockwood Rotary's 50th Anniversary. by *Davis L.

Senate Joint Resolution No. 21 -- Memorials, Death - Mayor Jerry Dixon of Centerville. by *Jackson, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jackson, *Kurita, *Kyle, *McNally, *Miller J, *Norris, *Person, *Ramsey, *Rochelle, *Trail, *Wilder, *Williams.

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Senate Joint Resolution No. 22 -- Memorials, Death - Officer Alan Ragsdale of Hohenwald Police Department. by *Jackson, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jackson, *Kurita, *Kyle, *McNally, *Miller J, *Norris, *Person, *Ramsey, *Rochelle, *Trail, *Wilder, *Williams.

Senate Joint Resolution No. 23 -- Memorials, Death - Tom Redden, Sr., former Lincoln County executive. by *Cooper.

Senate Joint Resolution No. 24 -- Memorials, Sports - Darrell Waltrip, Retirement. by *Cooper, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jackson, *Kurita, *Kyle, *McNally, *Miller J, *Norris, *Person, *Ramsey, *Rochelle, *Trail, *Wilder, *Williams.

Senate Joint Resolution No. 26 -- Memorials, Congratulations - Tennessee Museum of Aviation and Tennessee Aviation Hall of Fame. by *Clabough.

Senate Joint Resolution No. 30 -- Memorials, Professional Achievement - Joseph R. Gregory. by *Ramsey, *Crowe.

Senate Joint Resolution No. 31 -- Memorials, Sports - 2000 Soddy-Daisy High School girl's golf team, Tennessee Secondary School Athletic Association Class AAA state champion. by *Crutchfield, *Fowler.

Senate Joint Resolution No. 32 -- Memorials, Professional Achievement - Robert E. Smith, 2000 Principal of the Year. by *Crutchfield, *Fowler.

Senate Joint Resolution No. 33 -- Memorials, Death - John Melton, Jr. by *Trail.

Senate Joint Resolution No. 34 -- Memorials, Death - Judge John Barrett Melton, III. by *Trail.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 34** -- General Assembly, Statement of Intent or Position - Expresses sense of general assembly that state should honor commitment to compensate federally qualified health centers and FQHC look-alikes at minimum of 90 percent of costs related to providing health care to TennCare enrollees for fiscal year 2000-2001. by *Rinks, *Armstrong, *Head, *Jones U (Shelby), *Cooper B, *Windle, *Westmoreland, *Williams (Williamson), *Whitson, *Patton.

House Commerce Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for February 5, 2001:

House Resolution No. 11 -- Memorials, Personal Occasion - David Douglas Eugene Armstrong, 57th birthday. by *Armstrong.

House Resolution No. 12 -- Memorials, Sports - Josh Ward, world record for bench press. by *Roach, *Whitson, *Montgomery.

House Resolution No. 13 -- Memorials, Recognition - Memphis Police Department and Housing Authority, Flag Football League Championship Team. by *DeBerry J.

House Joint Resolution No. 36 -- Memorials, Personal Occasion - Rev. and Mrs. Ted Kitts, 50th Wedding Anniversary. by *Goins.

House Joint Resolution No. 37 -- Memorials, Personal Occasion - Ralph and Bonnie Keck, 50th Anniversary. by *Goins.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for February 5, 2001:

Senate Joint Resolution No. 2 -- Memorials, Heroism - Paul Curtis, service during World War II. by *Rochelle.

Senate Joint Resolution No. 3 -- Memorials, Congratulations - St. Mary's School, 50th Anniversary. by *McNally.

Senate Joint Resolution No. 4 -- Memorials, Death - Miss Fannie Williams. by *Harper.

Senate Joint Resolution No. 6 -- Memorials, Death - Mary Jane Werthan. by *Henry, *Herron, *Harper.

Senate Joint Resolution No. 7 -- Memorials, Death - Jason Samuel Kite. by *McNally.

Senate Joint Resolution No. 8 -- Memorials, Death - Robert Earl Smith of Oak Ridge. by *McNally.

Senate Joint Resolution No. 9 -- Memorials, Retirement - Ms. Sammie Lynn Puett, Chancellor, New College, University of Tennessee. by *Atchley, *Henry, *McNally, *Burchett, *Atchley, *Blackburn, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsa, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Herron, *Jackson, *Kurita, *Kyle, *Miller J, *Norris, *Person, *Ramsey, *Rochelle, *Trail, *Wilder, *Williams.

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Senate Joint Resolution No. 10 -- Memorials, Public Service - Bill Baxter, Commissioner of Economic and Community Development. by *Atchley, *McNally, *Clabough, *Henry, *Burchett, *Atchley, *Blackburn, *Burks, *Carter, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Herron, *Jackson, *Kurita, *Kyle, *Miller J, *Norris, *Person, *Ramsey, *Rochelle, *Trail, *Wilder, *Williams.

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Senate Joint Resolution No. 18 -- Memorials, Personal Achievement - William Valerius Sanford, John C. Tune Award. by *Henry, *Harper.

Senate Joint Resolution No. 19 -- Memorials, Congratulations - Jerry Duncan Ford-Lincoln-Mercury dealership in Harriman, Tennessee. by *Davis L, *McNally.

Senate Joint Resolution No. 20 -- Memorials, Congratulations - Rockwood Rotary's 50th Anniversary. by *Davis L.

Senate Joint Resolution No. 21 -- Memorials, Death - Mayor Jerry Dixon of Centerville. by *Jackson, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jackson, *Kurita, *Kyle, *McNally, *Miller J, *Norris, *Person, *Ramsey, *Rochelle, *Trail, *Wilder, *Williams.

Senate Joint Resolution No. 22 -- Memorials, Death - Officer Alan Ragsdale of Hohenwald Police Department. by *Jackson, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jackson, *Kurita, *Kyle, *McNally, *Miller J, *Norris, *Person, *Ramsey, *Rochelle, *Trail, *Wilder, *Williams.

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Senate Joint Resolution No. 33 -- Memorials, Death - John Melton, Jr. by *Trail.

Senate Joint Resolution No. 34 -- Memorials, Death - Judge John Barrett Melton, III. by *Trail.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

***House Bill No. 369** -- Purchasing - Directs governing boards of human resource agencies to submit written procedures for competitive bidding to state board of standards for review rather than approval. Amends TCA Section 13-26-108. by *Rhinehart.

House Bill No. 370 -- Motor Vehicles, Titling and Registration - Authorizes issuance of Memphis Redbirds baseball club new specialty earmarked license plates; allocates 50 percent of funds produced from sale thereof to Memphis Redbirds STRIPES program. Amends TCA Title 55, Chapter 4. by *Stanley.

House Bill No. 371 -- Traffic Safety - Requires truck tractors and semitrailers to operate in right-most lane on interstate or multi-lane divided highway; violation is Class C misdemeanor, punishable only by \$50.00 fine. Amends TCA Title 55, Chapter 8, Part 1. by *Hagood.

***House Bill No. 372** -- Firearms and Ammunition - Increases penalties for unlawful possession of firearm, possessing firearm during commission of felony, and employing firearm during commission of felony; makes such sentences nonprobateable and served consecutively; creates offense of shooting firearm from vehicle. Amends TCA Title 39, Chapter 17, Part 13. by *Westmoreland.

***House Bill No. 373** -- State Employees - Compels employee of department of revenue to honor written power of attorney executed by taxpayer; failure to honor such power of attorney would be basis for depriving employee of immunity afforded to state employees. Amends TCA Title 67, Chapter 1, Part 1. by *Whitson, *Davis (Washington).

***House Bill No. 374** -- Hospitals and Health Care Facilities - Enacts moratorium on new methadone clinics. Amends TCA Title 68, Chapter 11. by *Overbey.

***House Bill No. 375** -- Hospitals and Health Care Facilities - Directs commissioner of health to design precise guidelines for determining where new non-residential methadone facilities are located and to report recommendations to certain standing committees of general assembly by 1/1/2002. Amends TCA Title 68, Chapter 11. by *Overbey.

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***House Bill No. 376** -- Local Government, General - Provides for sharing of proceeds from leases, loan agreements, sales contracts, or other operating contracts with public building authorities among all school districts in county. Amends TCA Title 12, Chapter 10. by *Overbey, *Johnson.

***House Bill No. 377** -- Criminal Offenses - Creates Class C misdemeanor offense of leaving child unattended in motor vehicle; Class E felony offense of aggravated leaving child unattended in motor vehicle; and Class C felony offense of especially aggravated leaving child unattended in motor vehicle. Amends TCA Title 39, Chapter 15, Part 4. by *DeBerry L.

House Bill No. 378 -- Hospitals and Health Care Facilities - Removes requirement that expenditure of funds for pilot program to reimburse licensed residential homes for aged be approved by commissioner of finance and administration; specifically adds homes for aged as part of community residential arrangements for home- and community-based services in Tennessee long-term care services plan. Amends TCA Title 12; Title 33; Title 67; Title 68 and Title 71. by *DeBerry L.

***House Bill No. 379** -- Education - Continues "Touching the Lives of Children" pilot programs. Amends TCA Title 49, Chapter 1. by *Head.

House Bill No. 380 -- Pensions and Retirement Benefits - Revises maximum retirement benefits for certain Group 2 and Class B retirement system members. Amends TCA Section 8-36-208. by *Rhinehart.

***House Bill No. 381** -- Pensions and Retirement Benefits - Revises certain provisions of TCRS for district attorneys general, public defenders, attorney general and reporter, executive director of district attorneys general conference, and executive director of district public defenders conference. Amends TCA Section 8-34-603; Section 8-34-622; Section 8-34-623; Section 8-34-716; Section 8-35-105; Section 8-36-204; Section 8-36-702 and Section 8-37-309. by *Rhinehart.

***House Bill No. 382** -- Commerce and Insurance, Dept. of - Increases from three to five total number of actuaries that commissioner may employ. Amends TCA Title 56. by *Head.

***House Bill No. 383** -- Taxes, Privilege - Raises occupation tax on lawyers from \$200 annually to \$2,000. Amends TCA Title 67. by *Head.

***House Bill No. 384** -- Taxes, Business - Clarifies that person placing vacation lodging for rental through property management company is not business for purposes of business tax act. Amends TCA Title 67, Chapter 4, Part 7 and Title 67, Chapter 6. by *Montgomery.

***House Bill No. 385** -- Employees, Employers - Enacts "Victims' Employment Rights Act of 2001." Amends TCA Title 4, Chapter 21. by *Bowers.

***House Bill No. 386** -- Unemployment Compensation - Prohibits denying victims of domestic violence unemployment compensation benefits due to circumstances relating to individual's being victim of domestic violence. Amends TCA Title 50, Chapter 7. by *Bowers.

***House Bill No. 387** -- Uniform Laws - Enacts "Uniform Electronic Transactions Act.". by *Fitzghugh.

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***House Bill No. 388** -- Landlord and Tenant - Authorizes writs of possession to be issued immediately, rather than 10 days, after issuance of judgment of detainer. Amends TCA Title 29, Chapter 15 and Title 29, Chapter 18. by *White.

***House Bill No. 389** -- Education - Requires boards of education to announce when applications for superintendent are to be submitted and when superintendent will be employed. Amends TCA Section 49-2-203. by *White.

House Bill No. 390 -- Highway Signs - "Walt Watters Memorial Bridge," US Highway 43 in Lawrence County. by *White.

House Bill No. 391 -- Game and Fish Laws - Exempts from hunting and fishing licenses grandchildren who are hunting and fishing on their grandparents' land; removes requirement that children be residents of this state to hunt and fish on parents' property without license. Amends TCA Section 70-2-204. by *White.

***House Bill No. 392** -- Child Custody and Support - Specifies that TennCare or Medicaid shall not be considered to meet need to provide for child's health care in order of support; provides that TennCare or Medicaid shall be payor of last resort. Amends TCA Title 36, Chapter 5, Part 0. by *Chumney.

***House Bill No. 393** -- Foster Care - Adds house House Children and Family Affairs Committee and select committee on children and youth to those receiving annual department of children's services foster care report; changes deadline of report from January to January 15 of each year. Amends TCA Title 37, Chapter 2, Part 4. by *Chumney.

House Bill No. 394 -- Domestic Violence - Clarifies that victim does not include person adjudged to be primary aggressor by law enforcement officer. Amends TCA Title 36, Chapter 3, Part 6. by *Chumney.

***House Bill No. 395** -- Child Custody and Support - Permits filing of proposed parenting plan by agreement of parties in proceeding to modify permanent parenting plan. Amends TCA Title 36, Chapter 6, Part 4. by *Chumney.

***House Bill No. 396** -- Motor Vehicles, Titling and Registration - Authorizes issuance of cultural license plate for Share The Road. Amends TCA Title 55, Chapter 4. by *Chumney.

***House Bill No. 397** -- Motor Vehicles, Titling and Registration - Authorizes issuance of new specialty earmarked license plates for Share The Road; allocates 50 percent of funds produced from sale thereof to Harpeth Bicycle Club for statewide use. Amends TCA Title 55, Chapter 4. by *Chumney.

***House Bill No. 398** -- Jails, Local Lock-ups - Authorizes Tennessee corrections institute to enforce compliance with minimum jail standards through provisional certification, decertification, order excluding county from state subsidy program, or initiation of court action. Amends TCA Title 41. by *Chumney.

House Bill No. 399 -- Motor Vehicles, Titling and Registration - Authorizes issuance of Memphis Zoo new specialty earmarked license plates; allocates 50 percent of funds produced from sale thereof to Memphis Zoological Society for acquisition of giant pandas and other zoological purposes. Amends TCA Title 55, Chapter 4. by *Chumney.

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***House Bill No. 400** -- Professions and Occupations - Enacts "Electricians Licensing Act of 2001." Amends TCA Title 62. by *Chumney.

***House Bill No. 401** -- Claims Commission, Tennessee - Clarifies that claims commissioner must discontinue private practice of law for any purpose during term as commissioner. Amends TCA Title 9, Chapter 8, Part 3 and Title 54. by *Chumney.

***House Bill No. 402** -- Transportation, Dept. of - Requires department to condemn entire property containing habitation when partial taking would result in certain adverse consequences to remaining property. Amends TCA Title 54. by *Chumney.

House Bill No. 403 -- Education - Requires state board of education to set standard spring break time period for all public schools; requires state board of regents and University of Tennessee board of trustees to set standard spring break time for all institutions under their respective jurisdiction and to consult with state board of education to ensure spring break is same for all public educational institutions. Amends TCA Title 49, Chapter 6, Part 30 and Title 49, Chapter 7, Part 1. by *Fraley.

House Bill No. 404 -- Employees, Employers - Requires temporary agencies to pay employees or clients fairly; encourages department of labor & workforce development to establish guidelines and wage minimums for job classifications. Amends TCA Title 4; Title 47, Chapter 18, Part 17 and Title 50. by *Turner (Davidson).

***House Bill No. 405** -- Criminal Offenses - Adds DVDs containing material harmful to minors to list of media prohibited to display for sale or rental anywhere minors are lawfully admitted. Amends TCA Title 39, Chapter 17 and Title 40. by *Bunch.

***House Bill No. 406** -- Real Estate Agents and Brokers - Requires real estate appraiser commission to act on all applications for licensure that are postmarked 14 days prior to meeting of commission. Amends TCA Title 62, Chapter 39, Part 3. by *Bunch.

***House Bill No. 407** -- Solid Waste Disposal - Exempts from liability for violation of solid waste disposal requirements person whose interest in solid waste site is limited to security interest. Amends TCA Title 68, Chapter 211. by *Bunch.

***House Bill No. 408** -- Eminent Domain - Authorizes municipality to begin condemnation proceedings for unincorporated territory without first notifying county if such property owner is eligible to vote in municipality's local elections. Amends TCA Section 6-54-122. by *Bunch.

***House Bill No. 409** -- Courts, General Sessions - Directs administrative office of courts, in consultation with general sessions judges conference, court clerks' association, and sheriffs' association, to devise and promulgate uniform general sessions civil warrant. Amends TCA Title 16, Chapter 15. by *Bunch.

***House Bill No. 410** -- Motor Vehicles, Titling and Registration - Establishes that "Holders of the Purple Heart" license plates are issued upon payment of regular registration fee. Amends TCA Title 55, Chapter 4, Part 2 and Title 55, Chapter 4, Part 3. by *Bunch.

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***House Bill No. 411** -- Traffic Safety - Removes instruction that oncoming traffic proceed normally when meeting funeral procession. Amends TCA Section 55-8-183. by *Bunch.

***House Bill No. 412** -- Driver Licenses - Requires persons convicted of certain alcohol-related driving offenses to obtain sticker to be affixed to back of license noting certain details of conviction. Amends TCA Title 55. by *Bunch.

***House Bill No. 413** -- Cemeteries - Lowers number of persons needed to petition district attorney general to bring action to remedy violation of cemetery company in properly maintaining cemetery or improvement care trust from lesser of 10 percent or 500 lot owners and next of kin of lot owners to lesser of 10 percent or 5 of such owners. Amends TCA Section 46-2-306. by *Bunch.

***House Bill No. 414** -- Child Custody and Support - Requires department of children's services to develop, with department of human services, process for children's services staff to notify Title IV-D program that child is placed in agency of state, along with any necessary procedures to initiate, obtain, and maintain Title IV child support services. Amends TCA Title 36; Title 37, Chapter 1 and Title 37, Chapter 5. by *Bunch.

***House Bill No. 415** -- Limitation of Actions - Authorizes cause of action by decedent's spouse or representative for any action with one-year statute of limitations or less, where decedent injured by wrongful act or omission and no action initiated prior to decedent's death even if death unrelated to injuries. Amends TCA Title 20, Chapter 5, Part 1. by *Bunch.

***House Bill No. 416** -- Liens - Clarifies registration of contract as notice of lien. Amends TCA Title 66, Chapter 11. by *Bunch.

***House Bill No. 417** -- TennCare - Requires general assembly to approve by joint resolution extension of entire TennCare waiver or any part of waiver before such waiver extension request may be submitted to federal department of health and human services. Amends TCA Title 71. by *Bunch.

***House Bill No. 418** -- Child Custody and Support - Assesses penalty of \$100 per day against department of human services for each day from 10 days after lien for failure to pay child support under centralized collection and disbursement system has been satisfied and department has failed to release lien. Amends TCA Title 36, Chapter 5. by *Bunch.

***House Bill No. 419** -- Adoption - Creates process for delivery of children by parent to certain professionals without surrender procedure; adds to definition of "abandonment" for termination of parental rights; imposes duties on certain professionals and department of children's services; creates criminal defense. Amends TCA Title 36, Chapter 1; Title 37; Title 39, Chapter 15 and Title 63, Chapter 1. by *Bunch.

***House Bill No. 420** -- Education - Provides for remedial/developmental charter schools to be operated by state community colleges. Amends TCA Title 49, Chapters 1, 2, 3, 6, 7, 8 and 9. by *Bunch.

***House Bill No. 421** -- Evidence - Establishes maximum amount licensed physician may charge for testimony by deposition or for preparation of narrative report or affidavit; authorizes petition for compliance with remedies. Amends TCA Title 24, Chapter 9 and Title 63. by *Bunch.

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***House Bill No. 422** -- Courts, Juvenile - Clarifies that jurisdiction for actions for divorce and related actions does not alter or restrict exclusive jurisdiction of juvenile court, including dependency and neglect proceedings, and does not allow award of custody of child subject to such juvenile court proceedings. Amends TCA Title 36 and Title 37. by *Bunch.

***House Bill No. 423** -- State Government - Requires annual renewal of federally-funded programs when federal funding drops below 40 percent of total program cost. Amends TCA Title 4, Chapter 4, Part 1. by *Bunch.

***House Bill No. 424** -- Courts, Administrative Office of the - Prohibits administrative office of courts from funding new judgeships with money from vacant judgeships in other judicial districts; prohibits administrative office of courts from removing funding for any judgeship provided for by law. Amends TCA Title 16. by *Bunch.

***House Bill No. 425** -- Criminal Procedure - Requires district attorney to prosecute domestic type assault cases even if victim does not cooperate or testify unless there is no credible and admissible evidence to support prosecution without victim's cooperation. Amends TCA Title 39, Chapter 13. by *Bunch.

***House Bill No. 426** -- Domestic Violence - Requires domestic violence state coordinating council to develop system that provides psychological counseling for perpetrators of domestic abuse. Amends TCA Title 36; Title 38, Chapter 12 and Title 71, Chapter 6. by *Bunch.

***House Bill No. 427** -- Children - Creates pilot program for guardian ad litem services for 10th judicial district. by *Bunch.

***House Bill No. 428** -- State Government - Requires any state agency considering employing person who has been convicted of felony to first notify appropriate district attorney, law enforcement official and victim; such persons have 10 days to file written comments or objections to employment. Amends TCA Title 8, Chapter 50, Part 1. by *Bunch.

***House Bill No. 429** -- Criminal Offenses - Increases from Class A misdemeanor to Class E felony penalty for theft if defendant has two or more prior theft convictions regardless of theft value; grades third or subsequent theft conviction one grade higher than otherwise provided if value of instant theft exceeds \$500. Amends TCA Section 39-14-105. by *Bunch.

***House Bill No. 430** -- Sentencing - Requires person convicted of misdemeanor theft to serve mandatory 11-month 29-day sentence if person has two or more prior theft convictions and requires person convicted of felony theft to serve mandatory one year minimum sentence if person has two or more prior theft convictions. Amends TCA Section 39-14-105. by *Bunch.

***House Bill No. 431** -- Probation and Parole - Makes payment of restitution to victim mandatory condition of parole rather than permissive one and specifies that any payment schedule for restitution cannot extend past expiration of prisoner's sentence absent extreme hardship. Amends TCA Title 40, Chapter 28. by *Bunch.

***House Bill No. 432** -- Credit and Debit Cards - Prohibits assessment of late fee or delinquency charge on credit card account. Amends TCA Section 45-2-1904 and Section 47-11-104. by *Bunch.

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House Bill No. 433 -- Sexual Offenses - Requires judges to impose chemical castration as condition of community supervision for life on certain physically and mentally sound sexual offenders. Amends TCA Title 39, Chapter 13, Part 5. by *Bunch.

House Bill No. 434 -- Judges and Chancellors - Requires judicial selection commission to determine whether judicial nominee will adhere to doctrine of separation of powers in interpreting state constitution and statutes. Amends TCA Title 17, Chapter 4, Part 1 and Title 17, Chapter 4, Part 2. by *Bunch.

House Bill No. 435 -- Judges and Chancellors - Adds intent to preserve separation of powers doctrine to purposes of judicial selection and evaluation commissions. Amends TCA Title 17, Chapter 4, Part 1 and Title 17, Chapter 4, Part 2. by *Bunch.

House Bill No. 436 -- Corporations, For Profit - Enacts "Professional Corporation Act of 2001." by *Ferguson.

House Bill No. 437 -- Insurance, Health, Accident - Requires health insurance policies to cover maternity care. Amends TCA Title 56. by *Dunn.

House Bill No. 438 -- Education, Higher - Prohibits post-secondary educational institutions from using student, faculty, and staff social security numbers as identification numbers; allows use of social security number for purposes specifically authorized, required, or in compliance with federal law that regulates institutions' collection or use of such numbers and protects privacy. Amends TCA Title 49, Chapter 7. by *Dunn.

House Bill No. 439 -- Local Education Agency - Authorizes LEAs, under certain circumstances, to contract with accredited, private institutions of learning for provision of certain instruction, equipment, or facilities needed by LEA. Amends TCA Title 49, Chapter 2, Part 1. by *Dunn.

***House Bill No. 440** -- Education - Allows county commissions by two-thirds vote to re-establish office of popularly elected school superintendent. Amends TCA Title 49, Chapter 2, Part 3. by *Boyer.

***House Bill No. 441** -- Motor Vehicles, Titling and Registration - Authorizes issuance of Kiwanis International new specialty earmarked license plate; allocates 50 percent of funds produced from sale thereof to Kiwanis International's Worldwide Service Project. Amends TCA Title 55, Chapter 4. by *Boyer.

***House Bill No. 442** -- General Assembly, Statement of Intent or Position - Authorizes observance and dissemination of Ten Commandments by state and political subdivisions of state. by *Windle.

House Bill No. 443 -- Eminent Domain - Allows private right of condemnation for extension of utilities across another's land to land of petitioner even if such land is not surrounded or enclosed and there is ingress and egress to such land. Amends TCA Title 54, Chapter 14, Part 1. by *Windle.

***House Bill No. 444** -- Pensions and Retirement Benefits - Allows retirement system credit for service as contract employee in limited circumstances subject to payment of back contributions plus interest. Amends TCA Title 8, Chapter 34 and Title 8, Chapter 27. by *Windle.

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***House Bill No. 445** -- Employees, Employers - Authorizes employers to accept driver licenses and other state-issued documents designated by commissioner of labor and workforce development as proof of age for employment purposes. Amends TCA Title 50, by *Windle.

House Bill No. 446 -- Holidays and Days of Special Observance - "John Sevier Day," every June 23, to honor Tennessee's first governor for his important role in state history. Amends TCA Title 15, Chapter 2, by *Windle.

***House Bill No. 447** -- Alcoholic Beverages - Requires retailers to place identification tag on kegs containing beer; requires purchaser of keg containing beer to sign receipt; requires department of revenue to prescribe and supply forms for keg identification. Amends TCA Title 57, Chapter 5, Part 1, by *Windle.

***House Bill No. 448** -- Education, Higher - Allows children, up to age 24, of retired teachers to receive 25 percent higher education tuition discount. Amends TCA Section 49-7-119, by *Windle.

House Bill No. 449 -- Local Government, General - Authorizes state to repay local government for portion of funds matched to receive federal funding under Violent Crime Control and Law Enforcement Act of 1994 if such portion of funds is used to purchase bulletproof vests. by *Curtiss.

House Bill No. 450 -- Utilities, Utility Districts - Increases board of West Cumberland water utility district from three to five members. Amends TCA Section 7-82-307, by *Curtiss.

House Bill No. 451 -- Alcoholic Beverages - Clarifies that owner of establishment licensed to sell alcoholic beverages for consumption on premises is not required to have server permit. Amends TCA Title 57, Chapter 3 and Title 57, Chapter 4, by *Kent.

***House Bill No. 452** -- Alcoholic Beverages - Allows Tennessee Farm Winegrowers Association to hold eight wine festivals per year; allows any Tennessee-licensed winery to transport, sell, and offer complimentary samples of their wine for tasting at festival; restricts complimentary sample size to one ounce per person for each type of wine. Amends TCA Section 57-3-207, by *Newton.

***House Bill No. 453** -- Dentists - Requires vacancies on board not filled within 30 days to be filled by speaker of house; requires board minutes and annual reports to be posted on Internet; increases penalty from \$500 to \$1,000 against dentists who permit unauthorized practice by dental hygienist or registered dental assistant; increases compensation of board members from \$100 to \$150 per day; increases maximum civil penalty to be imposed against dentists, dental hygienists and dental assistants from \$500 per violation to \$1,000 per violation. Amends TCA Title 63, Chapter 5, by *Newton.

House Bill No. 454 -- District Attorneys - Allocates half of all fees and charges designated for deposit in criminal injuries compensation fund to district attorneys general conference to hire additional district attorneys based on findings of Tennessee District Attorneys General Weighted Average Caseload Study. Amends TCA Title 29, Chapter 13, Part 1 and Section 40-24-107, by *Newton.

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House Bill No. 455 -- Criminal Offenses - Changes name of "Money Laundering Act of 1996" to "Illegal Use of Criminal Proceeds Act of 1996" and adds new definition of "proceeds" to act. Amends TCA Title 39, Chapter 14, Part 6 and Title 39, Chapter 14, Part 9. by *Newton.

***House Bill No. 456** -- Energy - Enacts "Guaranteed Energy Cost Savings Act." Amends TCA Title 12, Chapter 4. by *Stanley.

***House Bill No. 457** -- Hospitals and Health Care Facilities - Removes restriction that sponsoring organization be nonprofit for hosting screening program under medical laboratory law. Amends TCA Section 68-29-104. by *Hargett.

***House Bill No. 458** -- Medical Occupations - Authorizes medical laboratory board to require by rule continuing education requirements for medical laboratory personnel and special analysts. Amends TCA Title 68, Chapter 29, Part 1. by *Hargett.

***House Bill No. 459** -- Ethics - Enacts "The Fair Campaign Practices Act." Amends TCA Title 2, Chapter 1, Part 1. by *Beavers.

***House Bill No. 460** -- Taxes, Inheritance Gift - Increases amount person can give beneficiary for education trust fund, commonly referred to as 529 plan, from \$10,000 year to \$50,000 in one year to cover five-year period without triggering state gift tax; conforms to changes in federal law. Amends TCA Section 49-7-808 and Section 67-8-104. by *Beavers.

***House Bill No. 461** -- Election Laws - Requires voter to show either photo identification or voter registration card to vote. Amends TCA Section 2-7-112. by *Beavers.

***House Bill No. 462** -- Local Education Agency - Removes requirement for consolidation of existing school districts under metropolitan charter form of government if largest city is not county seat. Amends TCA Title 7, Chapter 2, Part 1. by *Lewis.

***House Bill No. 463** -- Metropolitan Government - Authorizes urban services district to be total area of city that is county seat even if such city is not principal city in county. Amends TCA Title 7, Chapter 2, Part 1. by *Lewis.

***House Bill No. 464** -- Metropolitan Government - Authorizes creation of special services district and imposition of ad valorem tax for purposes of public education when such urban services district lies within two or more counties. Amends TCA Title 7, Chapter 2. by *Lewis.

***House Bill No. 465** -- Local Education Agency - Authorizes counties with metropolitan governments in which principal city is not county seat to adopt consolidation plan for school systems with approval of governing body of metropolitan government and approval by all affected school boards. Amends TCA Title 49, Chapter 2. by *Lewis.

***House Bill No. 466** -- Administrative Procedure (UAPA) - Requires that all mandatory instructions and payment methodology for service providers used by department of mental health and developmental disabilities shall be promulgated as UAPA rules and be consistent among same classes of providers. Amends TCA Title 33. by *Maddox.

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***House Bill No. 467** -- Schools, Home - Requires parents whose children are being educated through satellite church-related home schools to advise local LEA when their children are withdrawn from such program. Amends TCA Section 49-6-3050. by *Maddox, *Fitzhugh.

***House Bill No. 468** -- Charitable Solicitations - Prohibits charitable organization to use more than 10 percent of donated funds for administration; requires yearly reporting of administrative expenditures to secretary of state. Amends TCA Title 48, Chapter 101, Part 5. by *Maddox.

***House Bill No. 469** -- Juvenile Offenders - Removes requirement that juvenile facility constructed or developed after January 1, 1995, may not be located in same building or directly connected to any adult jail or lockup facility complex. Amends TCA Section 37-1-116. by *Maddox.

***House Bill No. 470** -- Taxes, Litigation - Authorizes proceeds from levy of local litigation tax to be used for courthouse renovation as well as for jail or workhouse construction, re-construction, or upgrading. Amends TCA Title 67, Chapter 4, Part 6. by *Maddox.

***House Bill No. 471** -- Victims' Rights - Adds right to collect court-ordered restitution in same manner as civil judgment to statutory rights to which victims of crime are entitled. Amends TCA Title 40, Chapter 38, Part 1. by *Maddox.

***House Bill No. 472** -- Education - Authorizes use of dogs or other animal trained to detect presence of drugs or dangerous weapons by odor to search persons of students and other visitors. Amends TCA Title 49, Chapter 6, Part 42. by *Maddox, *Fitzhugh.

***House Bill No. 473** -- Libraries - Requires public libraries to filter any computer with internet access for use by children under age of 18; prohibits appropriations from general assembly for any public library in noncompliance. Amends TCA Title 10, Chapter 3, Part 1. by *Maddox, *Fitzhugh.

***House Bill No. 474** -- Children - Establishes procedure for parents to surrender unwanted infants to hospital or emergency care provider; ensures immunity from criminal prosecution to parents acting in accord with this act; establishes community and school education program regarding child-care, pregnancy, and services available for parents Amends TCA Section 34-11-103; Title 36; Title 37; Section 63-6-218 and Title 68. by *Maddox.

House Bill No. 475 -- Cemeteries - Subjects to taxation income from charitable cemetery trust for perpetual care for private cemeteries when income exceeds \$100,000 instead of \$50,000 under present law. Amends TCA Section 46-7-102 and Section 67-2-104. by *Mumpower.

House Bill No. 476 -- Taxes, Real Property - Extends present tax relief to disabled veterans from assessed value on first \$140,000 of full market value of owner-occupied residence to 100 percent reimbursement on such property. Amends TCA Section 67-5-704. by *Walker.

***House Bill No. 477** -- Malpractice, Professional - Prohibits denying recovery to claimant on basis of survival rate or opportunity to achieve better result of less than 50 percent. Amends TCA Title 29 and Title 63. by *Harwell.

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House Bill No. 478 -- Insurance, Health, Accident - Places maximum increase in premiums at 30 percent on small employer group insurance during 12 consecutive month period; does not apply to carrier issuing such insurance during year in which such carrier also contracts with state to provide coverage to TennCare enrollees. Amends TCA Title 56, Chapter 7, Part 22 and Title 56, Chapter 7, Part 28. by *Harwell.

House Bill No. 479 -- Public Health - Requires hospitals or facilities where child is born to screen or refer child to facility or health department to screen newborns for hearing loss; requires certain insurance plans to cover screening; requires certain referrals if test indicates child may have hearing loss. Amends TCA Title 56, Chapter 7, Part 23 and Title 68, Chapter 5. by *Harwell.

***House Bill No. 480** -- Schools, Home - Permits home-school student to participate, to greatest extent practicable, in extracurricular school activities of public school where student would attend if not being home schooled; requires student to meet certain criteria; requires TSSAA to promulgate rule for athletic participation. Amends TCA Section 49-6-3050. by *Harwell.

House Bill No. 481 -- DUI/DWI Offenses - Expands implied consent law so that driver of motor vehicle is implied to consent to multiple tests to determine alcohol or drug content of person's blood rather than just single test. Amends TCA Section 55-10-406. by *Harwell.

House Bill No. 482 -- TennCare - Enacts "Tennessee Managed Care Medicaid Reform, Children's Insurance Program and Tennpool Act." Amends TCA Title 4; Title 33; Title 48; Title 56 and Title 71. by *Harwell.

***House Bill No. 483** -- School Transportation - Requires newly purchased school buses to be equipped with seat belts; allows three years for schools to equip school buses presently in use with seat belts; authorizes department of safety to establish specifications; limits liability of driver. Amends TCA Title 49, Chapter 6, Part 21. by *Harwell.

House Bill No. 484 -- Prisons and Reformatory Institutions - Revises provisions on comparative evaluation process regarding contracts for correctional services. Amends TCA Title 41, Chapter 24. by *McKee, *Pinion.

House Bill No. 485 -- Motor Vehicles - Authorizes licensed auctioneers to conduct automobile auctions without obtaining license as motor vehicle dealer. Amends TCA Title 55, Chapter 17. by *McKee, *Pinion.

***House Bill No. 486** -- Railroads - Authorizes conductor to put off non-paying passenger at either regular station or location with working telephone. Amends TCA Title 65 and Title 67. by *Davis (Cocke).

***House Bill No. 487** -- Motor Vehicles, Titling and Registration - Authorizes issuance of Armadillo Preservation new specialty earmarked license plates; allocates 50 percent of funds produced from sale thereof to wildlife resources fund. Amends TCA Title 55, Chapter 4. by *Davis (Cocke).

***House Bill No. 488** -- Safety - Limits ceiling for liability insurance coverage required for whitewater rafting outfitters/operators who travel 25 miles or less on intrastate roads to \$1 million. Amends TCA Title 65, Chapter 15, Part 1. by *Davis (Cocke).

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***House Bill No. 489** -- Taxes, Real Property - Limits collection of adequate facilities taxes or impact fees until property is sold. Amends TCA Title 67, Chapter 5, Part 4. by *Davis (Cocke).

***House Bill No. 490** -- Real Property - Requires residential real property owner, when it is first transfer of property, to disclose amount of transfer fees or adequate facilities taxes paid on such property. Amends TCA Title 66, Chapter 5. by *Davis (Cocke).

House Bill No. 491 -- Insurance, Health, Accident - Enacts "Patient Access to Eye Care Act." Amends TCA Title 56. by *Whitson.

House Bill No. 492 -- Contractors - Enacts "Home Builders Licensing Act of 2001." Amends TCA Title 62, Chapter 6. by *Cole (Dyer).

***House Bill No. 493** -- Criminal Procedure - Expands definition of what is not "effective consent" for purpose of criminal law to include consent given by elderly person to fiduciary when fiduciary uses money for someone other than elderly person with intent to deprive elderly person of such money. Amends TCA Section 39-11-106. by *Scroggs.

***House Bill No. 494** -- Subrogation - Authorizes municipality to recovery subrogation interest under TennCare. Amends TCA. by *Scroggs.

House Bill No. 495 -- Insurance Companies, Agents, Brokers, Policies - Enacts "Charitable Gift Annuities Exemption Model Act." Amends TCA Title 56, Chapter 52, Part 1. by *Scroggs.

***House Bill No. 496** -- Environment and Conservation, Department of - Requires department to develop timetable for removal of methyl tertiary-butyl ether (MTBE) from gasoline and requires commissioner to propose regulations and procedures for introduction of reformulated gasoline in Tennessee. Amends TCA Title 68, Chapters 201 to 221. by *Odom.

***House Bill No. 497** -- Forest and Forest Products - Requires person engaged in logging operations to submit bond to department of environment and conservation; deletes subsection exempting application of this part to agricultural or forestry activity. Amends TCA Title 69, Chapter 3, Part 1. by *Odom.

House Bill No. 498 -- Taxes, Real Property - Raises amount of recordation tax designated for wetland acquisition fund, local parks land acquisition fund, and state lands acquisition fund by one-fourth cent. Amends TCA Title 67, Chapter 4. by *Odom.

***House Bill No. 499** -- Consumer Protection - Requires companies to notify consumer thirty days prior to expiration of wireless telecommunications contract; failure to notify results in customer receiving free service for six months after contract expiration date. Amends TCA Title 47, Chapter 18. by *Odom.

***House Bill No. 500** -- Public Health - Requires hospitals predischarge to screen infants for hearing; attending health professionals to refer certain newborns; tests specified; follow-ups referred to department of health or education; adds insurance coverage; misdemeanor violations. Amends TCA Section 37-3-703; Title 56, Chapter 7, Part 25 and Title 68, Chapter 5. by *Odom.

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***House Bill No. 501** -- Motor Vehicles - Specifies that certain statutory provisions may not be cited to restrict municipality's authority and ability to regulate parking and towing of motor vehicles located within boundaries of municipality. Amends TCA Section 55-5-122. by *Odom.

***House Bill No. 502** -- Funeral Directors and Embalmers - Authorizes persons wishing to conduct continuing education for funeral directors and embalmers to submit such courses for approval to board 60 instead of 90 days in advance, approval by board to be given 30 rather than 60 days before course is held. Amends TCA Section 62-5-605. by *Garrett.

***House Bill No. 503** -- Death - Authorizes registered nurses to certify death of patients in nursing homes and in hospitals if death was anticipated and death certificate will be signed by attending physician or, in case of nursing home, by nursing home medical director. Amends TCA Section 68-3-511. by *Garrett.

***House Bill No. 504** -- Fireworks - Authorizes Class C common fireworks to be sold at retail in East Ridge; applies all state laws to sale of fireworks in such city. Amends TCA Title 68, Chapter 104, Part 1. by *Odom, *Sharp.

***House Bill No. 505** -- Fireworks - Authorizes fireworks to be sold within jurisdiction of any county or municipality upon adoption of resolution authorizing sale by majority of members of county or municipality. Amends TCA Section 68-104-105. by *Odom, *Sharp.

***House Bill No. 506** -- Podiatrists - Raises number of continuing education hours required to obtain certificate of registration from fifteen to twenty. Amends TCA Title 63, Chapter 3. by *Jones, S., *Davis (Washington).

House Bill No. 507 -- Constitutional Conventions - Submits to people of Tennessee question relating to calling of convention for purpose of revising Constitution of Tennessee with respect to Article XI, Section 5 relative to prohibition of lotteries and sale of lottery tickets. t to Article XI, Section 5, relative to lotteries. by *Newton, *Williams (Williamson), *Davidson.

***House Bill No. 508** -- Taxes, Gasoline, Petroleum Products - Allows independent retailers to sell dyed diesel fuel for farming and other agricultural purposes. Amends TCA Title 67, Chapter 3, Part 19. by *McDonald, *Bone, *Curtiss, *Davidson.

House Bill No. 509 -- Insurance, Motor Vehicles - Requires motor vehicle insurers to use only replacement parts from manufacturer of motor vehicle; authorizes non-original parts if manufacturer parts are not available within 30 days of submission of claim. Amends TCA Title 56, Chapter 7, Part 11. by *Curtiss, *Ferguson.

House Bill No. 510 -- Workers' Compensation - Awards three times amount payable upon death of employee if employee's death was result of violation of Tennessee Occupational Safety and Health Act. Amends TCA Title 50, Chapter 6. by *Buck.

***House Bill No. 511** -- Aged Persons - Increases, from \$13.00 per day to \$75.00 per day, reimbursement rate paid by department of health pursuant to pilot program to reimburse licensed residential homes for aged. Amends TCA Section 12-4-320. by *DeBerry L.

House Bill No. 512 -- Highway Signs - Fort Donelson National Battlefield and Cemetery, I-24 at U.S. Highway 79. by *Ridgeway.

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***House Bill No. 513** -- Criminal Offenses - Makes misrepresentation of mileage on new motor vehicles an offense; increases penalty for misrepresentation of mileage on vehicles to Class D felony; imposes liability of greater of three times the actual damages or \$4,000 and authorizes civil action to enforce. Amends TCA Title 39, Chapter 14, Part 1. by *Ridgeway.

***House Bill No. 514** -- Parks, Natural Areas Preservation - Exempts school bus or van from state park entry fee. Amends TCA Title 11 and Title 49. by *Ridgeway, *McDonald.

House Bill No. 515 -- Driver Licenses - Increases from 10 days to 15 days time in which department of safety must notify licensing state and commercial driver license information system that commercial driver has violated traffic law; increases from 10 days to 15 days time in which clerk must notify department of conviction of commercial driver violating traffic law. Amends TCA Title 3; Title 4; Title 8; Title 54; Title 55; Title 65 and Title 67. by *Ridgeway.

House Bill No. 516 -- Highway Signs - Defines "breakfast" for specific service-sign purposes. Amends TCA Title 54 and Title 55. by *Ridgeway.

House Bill No. 517 -- Local Government, General - Revises certain provisions of "Adult-Oriented Establishment Registration Act of 1998." Amends TCA Title 7, Chapter 51, Part 11. by *Fowlkes.

***House Bill No. 518** -- Wildlife Resources Commission - Prevents illegal hunting or possession of wild elk. by *Bittle.

***House Bill No. 519** -- Highways, Roads and Bridges - Designates Tennessee Technology Corridor by signage on Pellissippi Parkway. by *Bittle.

***House Bill No. 520** -- Motor Vehicles - Enacts "The Mandatory Motor Vehicle Insurance Act of 2001." - Title 55 and Title 56. by *Turner (Shelby), *Chumney, *DeBerry J, *Jones U (Shelby), *Miller L, *Cooper B.

***House Bill No. 521** -- Motor Vehicles - Requires Shelby County to conduct annual safety inspections of all motor vehicles registered in county; no registration renewal until vehicle passes inspection; inspection to include inspection of wipers, lights, tires, and horn. by *Turner (Shelby), *Chumney, *DeBerry J, *Jones U (Shelby), *Miller L, *Brooks.

***House Bill No. 522** -- Election Laws - Revises procedure for restoration of voting rights for convicted felons; authorizes convicted felons to apply to coordinator of election for form to be signed by pardoning authority or agent or officer of supervising or incarcerating authority. Amends TCA Title 40, Chapter 29. by *Turner (Shelby), *Jones U (Shelby), *Miller L, *Cooper B, *Brooks.

***House Bill No. 523** -- Motor Vehicles - Makes unauthorized obtaining of credit reports and failure to disclose warranties and repair histories disciplinary offense for motor vehicle dealers and salespersons. Amends TCA Title 55. by *Turner (Shelby), *Jones U (Shelby), *Miller L, *Cooper B.

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***House Bill No. 524** -- Juvenile Offenders - Requires department of children's services to report on child sexual abuse to house and senate House Judiciary Committees, house House Children and Family Affairs Committee, and select committee on children and youth by January 15 each year; adds house House Children and Family Affairs Committee to those receiving department's annual report. Amends TCA Title 37, Chapter 5 and Title 37, Chapter 1. by *Chumney.

***House Bill No. 525** -- Attorneys at Law - Defines "guardian ad litem" as person licensed to practice law in Tennessee; permits appointment of lay guardian ad litem for certain roles in certain proceeding related to minor; expands definition of "CASA worker" to include other training, education and experience. Amends TCA Title 36 and Title 37. by *Chumney.

House Bill No. 526 -- Child Custody and Support - Permits any grandparent to petition for visitation; court must determine danger of substantial harm to child and, if such danger is present, determine whether such visitation is in best interests of child. Amends TCA Title 36, Chapter 6, Part 3. by *Chumney.

***House Bill No. 527** -- Tort Liability - Clarifies that government-employed emergency medical technicians are not personally liable for suit based on their actions as employees. Amends TCA Title 29, Chapter 20. by *Winningham.

***House Bill No. 528** -- Basic Education Program (BEP) - Establishes new structure for setting teachers' compensation; reduces state's share of BEP formula from 75 percent to 70 percent. Amends TCA Title 49, Chapter 3, Part 3. by *Winningham.

House Bill No. 529 -- Education - Provides procedure for bringing complaints to school boards and commissioner of education concerning school laws; provides for advisory committees to boards. Amends TCA Title 49, Chapter 50. by *Winningham.

House Bill No. 530 -- Criminal Offenses - Establishes specific statutory guidelines to implement defendant's right to speedy trial in criminal case based upon type of offense with which defendant is charged and whether defendant is in custody or released on bail. Amends TCA Section 40-14-101. by *Winningham.

House Bill No. 531 -- Abortion - Prohibits use of state funds to perform abortions. Amends TCA Title 9, Chapter 4, Part 51. by *Winningham.

House Bill No. 532 -- Traffic Safety - Enacts "Passenger Contract Carrier Safety Act of 2001." Amends TCA Title 55, Chapter 8. by *Williams (Williamson).

House Bill No. 533 -- Food and Food Products - Revises permit fees for food service establishments and for retail food stores. Amends TCA Title 53, Chapter 8 and Title 68, Chapter 14. by *Williams (Williamson).

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House Bill No. 534 -- Alcoholic Offenses - Decreases from .10% to .08% blood alcohol content required to commit offense of DUI; repeals offense of adult DWI, but permits use of prior convictions for certain purposes. Amends TCA Title 55, Chapter 10 and Title 55, Chapter 50. by *McDonald, *Buck, *Davidson, *Arriola, *Caldwell, *Bone, *DeBerry J, *Givens, *Rinks, *Jones, S., *Ridgeway, *Garrett, *DeBerry L., *Windle, *Pinion, *Hargrove, *Winningham, *Cooper B, *Odom, *Brooks, *Fitzhugh, *Maddox, *Tidwell, *Curtiss, *Fraleigh, *Williams (Williamson), *Turner (Davidson), *White, *Hood, *Sands, *Armstrong, *Shepard, *Shaw, *West, *Fowlkes, *Tindell, *Towns, *Cole (Dyer), *Kisber, *McMillan, *Miller L, *Turner (Shelby).

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

***House Bill No. 190** -- Radio and Television -- House State and Local Government Committee

***House Bill No. 191** -- TennCare -- House Commerce Committee

***House Bill No. 192** -- TennCare -- House Commerce Committee

***House Bill No. 193** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

***House Bill No. 194** -- Highway Signs -- House Transportation Committee

***House Bill No. 195** -- Driver Licenses -- House Judiciary Committee

***House Bill No. 196** -- Taxes, Exemption -- House Finance, Ways and Means Committee

***House Bill No. 197** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

***House Bill No. 198** -- Liens -- House Commerce Committee

***House Bill No. 199** -- State Government -- House Conservation and Environment Committee

***House Bill No. 200** -- Physicians and Surgeons -- House Health and Human Resources Committee

***House Bill No. 201** -- Tort Liability -- House Judiciary Committee

***House Bill No. 202** -- Tort Liability -- House Judiciary Committee

***House Bill No. 203** -- Health Care -- House Health and Human Resources Committee

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***House Bill No. 204** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

***House Bill No. 205** -- Insurance, Motor Vehicles -- House Transportation Committee

***House Bill No. 206** -- Pharmacy, Pharmacists -- Caption Bill Held on House Desk

***House Bill No. 207** -- Highway Signs -- House Transportation Committee

House Bill No. 208 -- Criminal Offenses -- House Judiciary Committee

***House Bill No. 209** -- Taxes, Real Property -- House State and Local Government Committee

House Bill No. 210 -- Morristown -- Local Bill Held on House Desk

***House Bill No. 211** -- Attorney General and Reporter -- House Finance, Ways and Means Committee

***House Bill No. 212** -- Barbers -- House Commerce Committee

***House Bill No. 213** -- Cosmetology -- House Health and Human Resources Committee

***House Bill No. 214** -- School Districts, Special -- House Education Committee

***House Bill No. 215** -- Teachers, Principals and School Personnel -- House Judiciary Committee

***House Bill No. 216** -- Advertising -- House Transportation Committee

***House Bill No. 217** -- Highways, Roads and Bridges -- House Transportation Committee

***House Bill No. 218** -- County Government -- House State and Local Government Committee

***House Bill No. 219** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

***House Bill No. 220** -- State Symbols -- House State and Local Government Committee

***House Bill No. 221** -- Municipal Government -- House State and Local Government Committee

***House Bill No. 222** -- Game and Fish Laws -- House Conservation and Environment Committee

THURSDAY, FEBRUARY 1, 2001 – FOURTH LEGISLATIVE DAY

***House Bill No. 223** -- DUI/DWI Offenses -- House Judiciary Committee

***House Bill No. 224** -- Education -- House Education Committee

***House Bill No. 225** -- Pensions and Retirement Benefits -- House Finance, Ways and Means Committee

***House Bill No. 226** -- Highway Signs -- House Transportation Committee

House Bill No. 227 -- Handgun Permits -- House Judiciary Committee

***House Bill No. 228** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

House Bill No. 229 -- State Employees -- House Finance, Ways and Means Committee

House Bill No. 230 -- Pensions and Retirement Benefits -- House Finance, Ways and Means Committee

House Bill No. 231 -- State Employees -- House Finance, Ways and Means Committee

***House Bill No. 232** -- Pharmacy, Pharmacists -- House Commerce Committee

***House Bill No. 233** -- Pharmacy, Pharmacists -- House Commerce Committee

House Bill No. 234 -- Motor Vehicles, Titling and Registration -- House Transportation Committee

***House Bill No. 235** -- Taxes -- Caption Bill Held on House Desk

***House Bill No. 236** -- Consumer Protection -- House Consumer and Employee Affairs Committee

***House Bill No. 237** -- Insurance, Motor Vehicles -- House Transportation Committee

***House Bill No. 238** -- Education -- House Education Committee

***House Bill No. 239** -- Child Custody and Support -- House Children and Family Affairs Committee

***House Bill No. 240** -- Child Custody and Support -- House Children and Family Affairs Committee

THURSDAY, FEBRUARY 1, 2001 – FOURTH LEGISLATIVE DAY

***House Bill No. 241** -- Computers and Electronic Processing -- House Judiciary Committee

***House Bill No. 242** -- Naming and Designating -- House State and Local Government Committee

***House Bill No. 243** -- Boats, Boating -- House Government Operations Committee

***House Bill No. 244** -- Human Rights -- House Judiciary Committee

House Bill No. 245 -- Dentists -- House Government Operations Committee

***House Bill No. 246** -- Landlord and Tenant -- House Commerce Committee

***House Bill No. 247** -- School Transportation -- House Education Committee

***House Bill No. 248** -- Probation and Parole -- House State and Local Government Committee

***House Bill No. 249** -- Criminal Offenses -- House Children and Family Affairs Committee

***House Bill No. 250** -- Traffic Safety -- Caption Bill Held on House Desk

***House Bill No. 251** -- Education -- House Education Committee

***House Bill No. 252** -- Local Government, General -- House State and Local Government Committee

***House Bill No. 253** -- Budget Procedures -- House Finance, Ways and Means Committee

House Bill No. 254 -- Lauderdale County -- Local Bill Held on House Desk

House Bill No. 255 -- Highways, Roads and Bridges -- House Judiciary Committee

***House Bill No. 256** -- TennCare -- Caption Bill Held on House Desk

***House Bill No. 257** -- Death -- House Health and Human Resources Committee

***House Bill No. 258** -- Funeral Directors and Embalmers -- House Commerce Committee

***House Bill No. 259** -- Funeral Directors and Embalmers -- House Commerce Committee

***House Bill No. 260** -- Forest and Forest Products -- House Government Operations Committee

THURSDAY, FEBRUARY 1, 2001 – FOURTH LEGISLATIVE DAY

- *House Bill No. 261** -- DUI/DWI Offenses -- House Judiciary Committee
- *House Bill No. 262** -- Hazardous Materials -- House Conservation and Environment Committee
- *House Bill No. 263** -- Environmental Preservation -- Caption Bill Held on House Desk
- *House Bill No. 264** -- Water -- Caption Bill Held on House Desk
- *House Bill No. 265** -- Environmental Preservation -- Caption Bill Held on House Desk
- *House Bill No. 266** -- Solid Waste Disposal -- Caption Bill Held on House Desk
- *House Bill No. 267** -- Water Pollution -- Caption Bill Held on House Desk
- *House Bill No. 268** -- Air Pollution -- Caption Bill Held on House Desk
- *House Bill No. 269** -- Insurance, Health, Accident -- House Commerce Committee
- House Bill No. 270** -- Managed Care Organizations -- House Government Operations Committee
- House Bill No. 271** -- Managed Care Organizations -- House Commerce Committee
- *House Bill No. 272** -- Statutes -- House Judiciary Committee
- *House Bill No. 273** -- Education -- House Education Committee
- House Bill No. 274** -- Redistricting, Congressional -- House State and Local Government Committee
- House Bill No. 275** -- Redistricting, Legislative -- House State and Local Government Committee
- House Bill No. 276** -- Redistricting, Legislative -- House State and Local Government Committee
- House Bill No. 277** -- Redistricting, Congressional -- House State and Local Government Committee
- *House Bill No. 278** -- Tennessee Wildlife Resources Agency -- House Conservation and Environment Committee
- House Bill No. 279** -- Charitable Solicitations -- House Consumer and Employee Affairs Committee
- House Bill No. 280** -- Administrative Procedure (UAPA) -- House Government Operations Committee

THURSDAY, FEBRUARY 1, 2001 – FOURTH LEGISLATIVE DAY

House Bill No. 281 -- Solid Waste Disposal -- House State and Local Government Committee

House Bill No. 282 -- Solid Waste Disposal -- House State and Local Government Committee

***House Bill No. 283** -- Handgun Permits -- House Judiciary Committee

House Bill No. 284 -- Domestic Violence -- House State and Local Government Committee

House Bill No. 285 -- Employees, Employers -- House Consumer and Employee Affairs Committee

House Bill No. 286 -- Sewage -- House State and Local Government Committee

***House Bill No. 287** -- State Symbols -- House State and Local Government Committee

***House Bill No. 288** -- Sheriffs -- House State and Local Government Committee

House Bill No. 289 -- Municipal Government -- House State and Local Government Committee

House Bill No. 290 -- Taxes, Ad Valorem -- Caption Bill Held on House Desk

House Bill No. 291 -- Environmental Preservation -- House Conservation and Environment Committee

***House Bill No. 292** -- Metropolitan Government -- House State and Local Government Committee

***House Bill No. 293** -- Unemployment Compensation -- House Consumer and Employee Affairs Committee

***House Bill No. 294** -- Funeral Directors and Embalmers -- House Commerce Committee

***House Bill No. 295** -- Taxes -- House Finance, Ways and Means Committee

***House Bill No. 296** -- Motor Vehicles, Titling and Registration -- Caption Bill Held on House Desk

***House Bill No. 297** -- Driver Licenses -- Caption Bill Held on House Desk

***House Bill No. 298** -- General Assembly -- Caption Bill Held on House Desk

THURSDAY, FEBRUARY 1, 2001 – FOURTH LEGISLATIVE DAY

- *House Bill No. 299** -- Railroads -- Caption Bill Held on House Desk
- *House Bill No. 300** -- Education, Higher -- House Education Committee
- *House Bill No. 301** -- Victims' Rights -- House Government Operations Committee
- *House Bill No. 302** -- Criminal Offenses -- House Judiciary Committee
- House Bill No. 303** -- Sexual Offenses -- House Judiciary Committee
- *House Bill No. 304** -- Sexual Offenses -- House Judiciary Committee
- *House Bill No. 305** -- Victims' Rights -- House Judiciary Committee
- House Bill No. 306** -- Criminal Procedure -- House Judiciary Committee
- *House Bill No. 307** -- Victims' Rights -- House Judiciary Committee
- *House Bill No. 308** -- Criminal Offenses -- House Judiciary Committee
- *House Bill No. 309** -- Sentencing -- House Judiciary Committee
- *House Bill No. 310** -- District Attorneys -- House Judiciary Committee
- *House Bill No. 311** -- District Attorneys -- House Judiciary Committee
- *House Bill No. 312** -- District Attorneys -- House Judiciary Committee
- *House Bill No. 313** -- District Attorneys -- House Judiciary Committee
- *House Bill No. 314** -- Agriculture -- House Government Operations Committee
- *House Bill No. 315** -- Employees, Employers -- House Consumer and Employee Affairs Committee
- *House Bill No. 316** -- Motor Vehicles -- House Commerce Committee
- House Bill No. 317** -- Economic and Community Development -- House State and Local Government Committee
- House Bill No. 318** -- Insurance, Motor Vehicles -- House Commerce Committee
- House Bill No. 319** -- Economic and Community Development -- House Finance, Ways and Means Committee
- House Bill No. 320** -- Nuclear Materials, Transportation and Safety -- House Conservation and Environment Committee

THURSDAY, FEBRUARY 1, 2001 – FOURTH LEGISLATIVE DAY

House Bill No. 321 -- Election Laws -- House State and Local Government Committee

***House Bill No. 322** -- Judges and Chancellors -- House Judiciary Committee

House Bill No. 323 -- Victims' Rights -- House Judiciary Committee

***House Bill No. 324** -- Public Defenders -- House Judiciary Committee

***House Bill No. 325** -- Tennessee Bureau of Investigation -- House Judiciary Committee

House Bill No. 326 -- Attorney General and Reporter -- House Judiciary Committee

***House Bill No. 327** -- Courts, Administrative Office of the -- House Judiciary Committee

House Bill No. 328 -- Local Government, General -- Caption Bill Held on House Desk

House Bill No. 329 -- Taxes, Sales -- Caption Bill Held on House Desk

House Bill No. 330 -- State Government -- Caption Bill Held on House Desk

***House Bill No. 331** -- Judges and Chancellors -- House Judiciary Committee

***House Bill No. 332** -- Process, Service of -- House Judiciary Committee

***House Bill No. 333** -- Debtor Creditor Relations -- House Judiciary Committee

***House Bill No. 334** -- Courts -- House Judiciary Committee

House Bill No. 335 -- Eminent Domain -- House Judiciary Committee

***House Bill No. 336** -- Law Enforcement -- House Judiciary Committee

***House Bill No. 337** -- Alcoholic Beverages -- Caption Bill Held on House Desk

***House Bill No. 338** -- Public Records -- House Judiciary Committee

***House Bill No. 339** -- Appeal and Review -- Caption Bill Held on House Desk

***House Bill No. 340** -- Sheriffs -- House State and Local Government Committee

***House Bill No. 341** -- Handgun Permits -- House Judiciary Committee

***House Bill No. 342** -- Law Enforcement -- House State and Local Government Committee

THURSDAY, FEBRUARY 1, 2001 – FOURTH LEGISLATIVE DAY

- *House Bill No. 343** -- Public Defenders -- House Judiciary Committee
- House Bill No. 344** -- Ethics -- House State and Local Government Committee
- *House Bill No. 345** -- Attorneys at Law -- House Judiciary Committee
- *House Bill No. 346** -- Process, Service of -- Caption Bill Held on House Desk
- *House Bill No. 347** -- Courts, Administrative Office of the -- Caption Bill Held on House Desk
- *House Bill No. 348** -- Criminal Offenses -- Caption Bill Held on House Desk
- *House Bill No. 349** -- Clerks, Court -- Caption Bill Held on House Desk
- House Bill No. 350** -- Highway Signs -- House Transportation Committee
- *House Bill No. 351** -- Highways, Roads and Bridges -- House Transportation Committee
- *House Bill No. 352** -- Taxes, Sales -- House Finance, Ways and Means Committee
- *House Bill No. 353** -- Motor Vehicles, Titling and Registration -- House Transportation Committee
- *House Bill No. 354** -- Cooperatives -- House State and Local Government Committee
- *House Bill No. 355** -- Cooperatives -- House Commerce Committee
- *House Bill No. 356** -- State Government -- Caption Bill Held on House Desk
- *House Bill No. 357** -- Attorneys at Law -- House Judiciary Committee
- *House Bill No. 358** -- Criminal Offenses -- House Judiciary Committee
- *House Bill No. 359** -- Children -- House Judiciary Committee
- *House Bill No. 360** -- Sports -- House Education Committee
- House Bill No. 361** -- Criminal Offenses -- House Judiciary Committee
- *House Bill No. 362** -- Local Education Agency -- House Education Committee
- *House Bill No. 363** -- Education -- House Education Committee
- *House Bill No. 364** -- Public Funds and Financing -- House Finance, Ways and Means Committee

THURSDAY, FEBRUARY 1, 2001 – FOURTH LEGISLATIVE DAY

***House Bill No. 365** -- Child Custody and Support -- House Children and Family Affairs Committee

House Bill No. 366 -- Taxes, Real Property -- House State and Local Government Committee

***House Bill No. 367** -- Public Health -- Human Services and House Health and Human Resources Committee

***House Bill No. 368** -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee

CONSENT CALENDAR

House Resolution No. 5 -- Memorials, Death - Coach Hoyt Lewis Carroll. by *Boyer, *Kisber.

House Resolution No. 10 -- Memorials, Congratulations - Ms. Jean M. Dixon, University of Memphis. by *Kent.

House Joint Resolution No. 29 -- Memorials, Personal Occasion - Dr. and Mrs. Floyd H. Edwards, 50th Wedding Anniversary. by *Patton.

House Joint Resolution No. 30 -- Memorials, Sports - Greenback High School Cheerleaders. by *Overbey, *Johnson.

House Joint Resolution No. 31 -- Memorials, Personal Achievement - Beth Hood, Miss Tennessee 2000. by *Bunch.

House Joint Resolution No. 32 -- Memorials, Death - Mr. Wiley T. Bernard of Lebanon. by *Bone, *Beavers.

House Joint Resolution No. 33 -- Memorials, Death - Lebanon Fire Chief Henry Wiley Preston. by *Bone, *Beavers.

Senate Joint Resolution No. 28 -- Memorials, Sports - Red Bank High School football team, 2000 Tennessee Secondary School Athletic Association Class 5A state champion. by *Fowler, *Crutchfield.

Rep. Bunch moved that all members voting aye on House Joint Resolution No. 31 be added as sponsors, which motion prevailed.

Rep. Kent moved that all members voting aye on House Resolution No. 10 be added as sponsors, which motion prevailed.

THURSDAY, FEBRUARY 1, 2001 – FOURTH LEGISLATIVE DAY

Pursuant to **Rule No. 50**, Rep. Miller moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Davidson moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 42 out of order, which motion prevailed.

Senate Joint Resolution No. 42 -- Budget Procedures - Authorizes governor to transmit fiscal year 2001-2002 budget document to general assembly not later than February 20, 2001. by *Atchley.

On motion of Rep. Davidson, the resolution was concurred in.

A motion to reconsider was tabled.

ANNOUNCEMENTS

RULES SUSPENDED

Rep. Armstrong moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 35 out of order, which motion prevailed.

House Joint Resolution No. 35 -- Memorials, Personal Occasion - David Douglas Eugene Armstrong, 57th birthday. by *Armstrong.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Armstrong, the resolution was adopted.

A motion to reconsider was tabled.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 21: Rep(s). Langster, Davidson, Kent, Cole (Carter), Miller and McDonald as prime sponsor(s).

House Bill No. 291: Rep(s). Sharp as prime sponsor(s).

ENGROSSED BILLS

February 1, 2001

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 29, 30, 31, 32, 33 and 35.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENROLLED BILLS

February 1, 2001

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 5 and 10; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

February 1, 2001

The Speaker signed the following: House Resolution(s) No(s). 5 and 10.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
February 1, 2001

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 28 and 42; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

SIGNED
February 1, 2001

The Speaker signed the following: Senate Joint Resolution(s) No(s). 28 and 42.

CONSENT CALENDAR
February 1, 2001

The following local bills have been placed on the Consent Calendar for **February 5, 2001**: House Bill(s) No(s). 115 and 144.

ROLL CALL

The roll call was taken with the following results:

Present.....95

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Boyer, Briley, Brooks, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

RECESS MOTION

On motion of Rep. Davidson, the House stood in recess until 5:00 p.m., Monday, February 5, 2001.